G.R.S. IX–5]

Previous references
Mucg . 78-23-(1-4)

1923
Mucga

File No. 28-23
Serial Nos. 6-8

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 3

Part B for April 1924

SUBJECT

Request that definite instructions may be issued in the matter of the wording of the lease deed regarding the Inam lands endowed to Sri Balalingeswara Swami Temple at Vignasanthe, Tiptur Taluq.

DR 1684 dated 19.4.24 To the Mucg. Comr

States that no change in the wording of the Govt. Advocate's draft lease deed is necessary.

G. R. S. 111

1923

GENERAL AND REVENUE SECRETARIAT.

(Judl.)

NOTES.

File No. 3

FILE HEADING.

Lease of the inam land enfranchised to Balalingesvara Swami temple at Vijayanda village in the Tiptur Taluk.

From

Mr N. T. Gopalierigar, Advr, for Lakshmana Shetty & Linga.

No. Petition Dated Received 4 12 23

Diary No.	Enclos.	Spare Copies.	Serial No.
719			115

BRIEF ABSTRACT OF LETTER.

Prays that definite instructions may be issued in conformity with G.O. no. 272 Rev. 8.23 (A) for an assurance for a continuance of the lease; or a lease for a term of 20 years, as the draft lease sent

NOTES AND ORDERS.

Prepared by the Govt Advocate (which is available in the Inam. Comrs. office) is not quite in order.

1) Inam. T. 28-23 in the subject is submitted. Mr N. T. Gopalierigar

NOTES—First Sheet.

Serial No.

was heard by the members of Council before orders were issued in this G.O. no. 272 Dt 14-8-1923.

2) The petition under advertence has presented to the members of Council and has been received with the orders noted below:—

"Rev. Secretary - Please submit with references."

3) Submitted for orders.

15/12/23 15/12/23

4) The draft deed has been sent to the Munsif Court to receive action in accordance with orders of Govt. The Munsif Court seems to have consulted the Govt. Advocate, who seems to have revised the draft. The Petitioners complain that this revised draft, which their Advocate saw in the Munsif Court's office, does not assume them the what they wanted & what the G.O. gave them & pray that it may be recalled & suitably amended. The draft is revised by the Govt. Advocate; it is

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat.

File No 32 of 1923

Serial No

the copies of the draft deed. to be called for for examination as suggested by the Hon'ble Member

4 86 / 20-12-23 2nd member)

5) [illegible]

6) Dr. Subnis. 26.12.23 26/12/23

7) [illegible]

6 To the Munz. Commr. No. 948 dt 12.1.24. Forwards the abstract for early report with records.

Gws

7 From the Munz Commr Letter No. C. 118 Dy 14.3.24. Reports in the matter of the lease of the inam lands endowed to Sri Balasingeswara Swami temple, that the contention of petrs that the wording of the deed proposed by the Govt

T.V.

NOTE—Contn. sheet.

G. R. S. III 2]

Muzrai Secretariat

Muz. File No. 28 of 1923.

Serial No

will not give an assurance of a renewal of the lease or would stand to reason inasmuch as the bonding of the oft is closed and is in accordance with the terms of the first order.

Secretary. Ag. 17/3/24

8) The copy of Govt's provisional draft lease deed furnished to Mr. K.T. Sopariwala contains his remarks (vide pages 7 & 7).

9) His objection to para 1 seems unreasonable. It may perhaps stand as it is.

15) I agree L

10) In para 2 (1) he wishes the portion of levy of cess interest in default of payment of lease removed, as it presupposes condonation of default. Defaulter has to be visited with some penalty so the condition as to interest may stands.

16) The remaining points raised in the memo may be omitted L

11) He wants 2 (5) to be deleted. This is for order.

17) L cannot be deleted L This should not be deleted. If deleted it is practically granting perpetual lease D

In the last paragraph he wants the words 'the lessees will be granted' to be changed into "Lessees assure the grant of". So far as this part

NOTE—Contn. sheet

WD 0561-GPB-3750-1 8 22

G. R. S. III 2]

Muzrai Secretariat | Muz File No. of 192 >

Serial No

are concerned, but the expressions
come to the same thing, so the
Govt. Pleader's Advocate's wording may
perhaps stand

13) No change in his written order is necessary

14) The Mhr Gnr considers that no change is nec: in the Govt Advocate's draft.

RD
18/3/24

13) As stated by the Revenue Member the draft seems to be quite clear & unambiguous while the proposals made by the Collectors would convert it into practically a perpetual one

RD
22 3 24.

572
22.3.24. 2nd member)

14) I have no remarks on the draft rules.

Action may be taken accordingly

RD
25/3

RD/3
26 Mar.

Q 1
26/3
Recd for Orig.
on 8/4/24.

19 DO. Submitted.

AG 9/4/24 RD 9.4.24

Rev. Secy 20) Approved in appl

RD
15/4
21) I agree
15.4.24.

NOTE—Contn sheet

WD 0561—GPB—3750—8/23

G. R. S. III 2]

Muzrai Secretariat

Muz. File No. 28 of 1923.

Serial No.

To the Muzrai Commr. No. 1984 d. 19.6.24

Notes that no change in the wording of the Govt Advocate's draft lease deed is necy. except in para 2, sub-para b. in which the provisions as regards Govt. of interest may be omitted & that necy action may be taken accordingly.

NOTE—Contn. sheet

WD 0561—GPB—3750—1-8-22

Muz 4]

SUBJECT .....

.....

.....

Diary No. of letter replied to _____

Muzrai Secretariat

( )

, *the* 192 .

Date of issue 12-1-24

Signed by Sri T. Ramaiya Secy

Section Muz.

File No. 45-23

Serial No. 1.

No. 948

four

To

The Muz. Comr.

Adverting to G.O No. 272 - Muz. 28 - 23 dd 17th Aug. 1923 in the matter of the lease of the inam lands endowed to Balalingamma Swami temple at Vijnasante, Tiptur Taluk, I am directed

over.

to forward herewith for favour of an early report with records, petitions regd 744 (with 2 encls). nos 719, from Lakkana and Makau Linga praying that definite instructions may be issued in conformity with the said order for an assurance for a continuance of the lease for a second term of 20 years, as the draft lease sent said to have been prepared by the Govt Advocate, is not quite in order.

I have &c.

28 11 22.

Dft Res Secretary.

List of enclosures.

Copied by

Examined by

24/11/23

WD 0563—GP.B—2,500—27-7-22

No. C 718 29858 / 23-4 Office of the Muzrai Commissioner in
One file Dated Bangalore, 14th March 1924.

From

K. Chandy, Esquire., P.A.,

Muzrai Commissioner in Mysore,

Bangalore.

REGISTRY SECRETARIAT 15MAR'1924 MUZRAI Dno 1135-

Muz. 28-23-7.

To Ml. & REV. SECTT. Br. Sec

K. V. Anantaraman, Esquire., P.A.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

Sir,

With reference to your letter No.948/Muz.28-23-6 dated 12th January 1924 forwarding for an early report two petitions from ---- Lakkanna and Makan Linga and calling for the submission of records in (E.R) the matter of the lease of the inam lands endowed to Sri Palalingeswara Swamy temple at Vignasante Kiputr Taluk, I have the honor to submit -- herewith the records referred to in the above received with the Tumkur Deputy Commissioner's letter No.H.C.653 of 23-24 dated 24th February -- 1924 and to state that the Government Advocate who was consulted about the efficacy of the draft lease deed proposed by Mr. Gopaliengar for the petitioners, was of opinion that the same had the effect of ---- converting the lease into a perpetual one and so proposed a fresh draft which was sent on to the Deputy Commissioner for needful further ---- action, Mr. Gopaliengar being at the same time given a copy of the --- Government Advocate's draft. It seems to me that the contention of petitioners that the wording of the draft proposed by the Government Advocate will not give the assurance of a renewal of the lease (vide para 4 of petition dated 13th December 1923 submitted to Government) does not stand to reason inasmuch as the wording of the draft re ---- renewal is clear and in in consonance with the terms of the Government Order.

The enclosures received with your letter are herewith returned together with the vernacular record received with the Deputy Commissioner letter.

I have the honor to be,
Sir,
Your most obedient servant,
K Chandy
Muzrai Commissioner

KSR.

(10)

Mog. 28-23-8.

9, 19 & 20.

To,

The Revenue Commissioner in Mysore,

Sir,

Adverting to your letter No. C. 718 dated th 14th March 1924 reporting on the ~~petitions~~ petitions from Lakkanna and Makan Linga in the matter of the wording of a lease deed regarding the inam lands endowed to Sri Balalingeswara Swami temple at Vignasanthe, Tiptur Taluk, I am directed to state that no change in the wording of the Government Advocate's draft lease deed is necessary except in Para 2, Sub para 1 in which the provision as regards payment of interest may be omitted.

2. Necessary action may be taken accordingly.

3. The Kends are herewith returned.

I have the honour to be

S i r,

Your most obedient servant,

Rev. Secry. to Govt.

10.4.24

Fair draft as approved by Govt. Sec'y